



**Planning & Development
Department**

**CERTIFICATE OF MINING
EXEMPTION PROCEDURES**



The items listed below are required when applying for a Certificate of Exemption for a mining operation. This applies to property located in the unincorporated areas of Maricopa County.

1. Complete application in full.
2. Indicate the type of mining operation (sand & gravel, aggregate, precious rock/stone).
3. Provide two copies of the recorded deed and/or lease agreement, if applicable. Include the legal description for the mining operation. If the subject property is part of a land lease, the Lease Agreement should include the terms of the lease, and the proposed use of the leased land. Additional information may be required after reviewing the Lease Agreement. If the original lessor or lessee has changed, a copy of the assignment(s) of lease, are also required with the submittal.
4. Seven site plans, drawn to scale, identifying all property lines, dimensions, type and location of all easements. Indicate washes, flood plain delineations, and changes in elevation. Identify the use of all existing or proposed structures on the site. Show all open pits, stockpiles and storage areas for equipment.
5. A completed, notarized Affidavit of General Mining Use signed by the mining operator/property owner, or property owner agent is required.
6. Provide a copy of the Arizona State Mine Inspector's ASMI INSP form, showing the intent to start or move a mining operation in the unincorporated areas of Maricopa County. The State Mine Inspector's office is located at 1700 W Washington, Suite 400, Phoenix, AZ 85007-2805 • 602-542-5971 • 602-542-5335 (fax).

Additional information is outlined below:

- ◆ Upon receipt of the submittal, the application is reviewed by the Maricopa County Planning & Development Department, Zoning Division for compliance of Chapter 13 Use Regulations Section 1304 Article 1304.1 Exempted Uses of the Maricopa County Zoning Ordinance; and Flood Control District for review and comments.



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- ◆ If the land use for a mining operation is approved, the applicant will receive a Certificate of Exemption for Mining, which states that the mining operation is exempt from portions of the Maricopa County Zoning Ordinance and Building Safety Ordinances/Codes.
- ◆ If the application is approved for a mining operation, the applicant/property owner will be required to apply for Record Permits with the Maricopa County Planning & Development Department for any improvements made to the site.
- ◆ All structural and site changes/improvements not shown on the approved site plan for the mining operation will not be included in the approval for the Mining Exemption and will be required to comply with the current ordinances, laws and regulations imposed upon said land by Maricopa County.
- ◆ The primary use of the land is for a mining operation. Any use not incidental to the mining operation, will be required to comply with all current zoning and building code regulations.
- ◆ The manufacturing of any material that is not directly related to the mining operation is not a part of the exemption and may require an approved Special Use Permit granted by the Maricopa County Board of Supervisors. Contact the on call Planner at 602-506-1472 for further information concerning the Special Use Permit Process.
- ◆ A revised land use application, and seven site plans will be required for all proposed changes. The application will be reviewed for compliance with Section 1304, Exempted Uses of the Maricopa County Zoning Ordinance.
- ◆ Once approved, the Certificate of Exemption will be amended to reflect the change and approval date. If the proposed change does not fall under Section 1304, Exempted Uses of the Maricopa County Zoning Ordinance, the property owner/applicant will be notified.